

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

MARSHALL AMPLIFICATION PLC,

Plaintiff,

v.

THE PARTNERSHIPS AND  
UNINCORPORATED ASSOCIATIONS  
IDENTIFIED ON SCHEDULE “A,”

Defendants.

Case No. 20-cv-7529

**Judge Joan B. Gottschall**

**Magistrate Judge Susan E. Cox**

**PRELIMINARY INJUNCTION ORDER**







THIS CAUSE being before the Court on Plaintiff Marshall Amplification PLC’s (“Plaintiff” or “Marshall”) Motion for Entry of a Preliminary Injunction, and this Court having heard the evidence before it hereby GRANTS Marshall’s Motion for Entry of a Preliminary Injunction in its entirety against the fully interactive, e-commerce stores<sup>1</sup> operating under the seller aliases identified in Schedule A to the Complaint and attached hereto (the “Seller Aliases”).







THIS COURT HEREBY FINDS that it has personal jurisdiction over the Defendants since the Defendants directly target their business activities toward consumers in the United States, including Illinois. Specifically, Defendants have targeted sales to Illinois residents by setting up and operating e-commerce stores that target United States consumers using one or more Seller Aliases, offer shipping to the United States, including Illinois, accept payment in U.S. dollars, and have sold products using infringing and counterfeit versions of Marshall’s federally registered

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<sup>1</sup> The e-commerce store urls are listed on Schedule A hereto under the Online Marketplaces.

trademarks (the “MARSHALL Trademarks”) to residents of Illinois. A list of the MARSHALL Trademarks is included in the below chart.

Registration No.	Trademark
936,514	MARSHALL
4,948,438	MARSHALL
4,934,493	MARSHALL CODE
5,075,584	MARSHALL GATEWAY
6,203,020	MARSHALL ORIGIN
4,072,861	THE FATHER OF LOUD
4,985,796	ACTON
4,853,095	JCM
4,733,714	JTM
5,238,898	MID
5,153,156	MINOR
5,854,021	N-TEC
6,121,187	SHREDMASTER
6,126,947	SICKSENSE
3,609,062	STOMPWARE
6,092,954	TUFTON
3,247,712	
5,056,633	
5,455,553	
3,940,239	
4,948,437	
4,303,941	

Registration No.	Trademark
4,929,992	
4,957,770	
4,545,745	
4,934,490	
3,896,296	
4,034,202	

THIS COURT FURTHER FINDS that injunctive relief previously granted in the Temporary Restraining Order (“TRO”) should remain in place through the pendency of this litigation and that issuing this Preliminary Injunction is warranted under Federal Rule of Civil Procedure 65. Evidence submitted in support of this Motion and in support of Marshall’s previously granted Motion for Entry of a Temporary Restraining Order establishes that Marshall

has demonstrated a likelihood of success on the merits; that no adequate remedy at law exists; and that Marshall will suffer irreparable harm if the injunction is not granted. Specifically, Marshall has proved a *prima facie* case of trademark infringement because (1) the MARSHALL Trademarks are distinctive marks and are registered with the U.S. Patent and Trademark Office on the Principal Register, (2) Defendants are not licensed or authorized to use any of the MARSHALL Trademarks, and (3) Defendants' use of the MARSHALL Trademarks is causing a likelihood of confusion as to the origin or sponsorship of Defendants' products with Marshall. Furthermore, Defendants' continued and unauthorized use of the MARSHALL Trademarks irreparably harms Marshall through diminished goodwill and brand confidence, damage to Marshall's reputation, loss of exclusivity, and loss of future sales. Monetary damages fail to address such damage and, therefore, Marshall has an inadequate remedy at law. Moreover, the public interest is served by entry of this Preliminary Injunction to dispel the public confusion created by Defendants' actions.

Accordingly, this Court orders that:

1. Upon receipt of actual notice of this Order, the online marketplace platforms eBay, Inc. ("eBay"), AliExpress, Alibaba, Inc., Ant Financial Services Group ("Ant Financial"), and Alibaba Group Holding Ltd. (collectively, "AliExpress"), and PayPal, Inc. ("PayPal"), (altogether, the "Third Party Providers")<sup>2</sup> shall, within ten (10) business days after receipt of such notice, provide to Plaintiff expedited discovery, including copies of all documents and records in such person's or entity's possession or control relating to:
  - a. the identities and locations of Defendants, their agents, servants, employees, confederates, attorneys, and any persons acting in concert or participation with them, including all known contact information, and all associated e-mail addresses;

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<sup>2</sup> Marshall sets forth these third-party names as examples of the third parties it believes may be providing services to Defendants. The Court makes no finding as to the actual involvement of any such named parties.

- b. the nature of Defendants' operations and all associated sales, methods of payment for services and financial information, including, without limitation, identifying information associated with the Online Marketplaces and Defendants' financial accounts, as well as providing a full accounting of Defendants' sales and listing history related to their respective Online Marketplaces; and
  - c. any financial accounts owned or controlled by Defendants, including their agents, servants, employees, confederates, attorneys, and any persons acting in concert or participation with them, including such accounts residing with or under the control of Third Party Providers.
- 2. The Third Party Providers, shall, within ten (10) business days of receipt of this Order:
  - a. locate all accounts and funds connected to Defendants' Seller Aliases, including, but not limited to, any financial accounts connected to the information listed in Schedule A hereto, the e-mail addresses identified in Exhibit 3 to the Declaration of Christine Wang, and any e-mail addresses provided for Defendants by third parties; and
  - b. restrain and enjoin any such accounts or funds from transferring or disposing of any money or other of Defendants' assets until further ordered by this Court.
- 3. Marshall may provide notice of these proceedings to Defendants, including service of process pursuant to Fed. R. Civ. P. 4(f)(3), and any future motions by electronically publishing a link to the Complaint, this Order and other relevant documents on a website and by sending an e-mail to the e-mail addresses identified in Exhibit 3 to the Declaration of Christine Wang and any e-mail addresses provided for Defendants by third parties that includes a link to said website. The Clerk of the Court is directed to issue a single original summons in the name of "The Partnerships and all other Defendants identified in the

Complaint” that shall apply to all Defendants. The combination of providing notice via electronic publication and e-mail, along with any notice that Defendants receive from payment processors, shall constitute notice reasonably calculated under all circumstances to apprise Defendants of the pendency of the action and afford them the opportunity to present their objections.

4. Schedule A to the Complaint [2], Exhibit 3 to the Declaration of Christine Wang [13], and the Temporary Restraining Order [20] are unsealed.
5. Any Defendants that are subject to this Order may appear and move to dissolve or modify the Order as permitted by and in compliance with the Federal Rules of Civil Procedure and Northern District of Illinois Local Rules.
6. Any Third Party Providers with actual notice of this Order may appear and move to dissolve or modify the Order as permitted by and in compliance with the Federal Rules of Civil Procedure and Northern District of Illinois Local Rules.
7. The \$10,000 bond posted by Plaintiff shall remain with the Court until a Final disposition of this case or until this Preliminary Injunction is terminated.

IT IS SO ORDERED.

DATED: January 20, 2021

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/s/  
Joan B. Gottschall  
United States District Judge

**Marshall Amplification PLC v. The Partnerships and Unincorporated Associations Identified on  
Schedule "A" - Case No. 20-cv-07529**

## Schedule A

<b>No.</b>	<b>Seller Aliases</b>
1	007 supermarket
3	Ali8888888888 suit Store
5	avatone Store
7	Boutique Men's Suits Store
9	CY Tops Store
11	Daily Fantasy Store
13	DropShipping Global Store
15	Dropshipping Music Store
17	Enjoythesprit Energetic Store
19	GHH19 Store
21	Global Kpop Drop Shipping Store
23	Good Storage Store
25	GTT12 Store
27	HAMPSON LANQE COOLMAN Store
29	homefirst Store
31	IF YOU
33	JEEY Jewel Store
35	JIUZHE Store
37	Lifestyle Decor Store
39	livecustom Store
41	Lmid Official Store
43	magical dresss Store
45	Marshmello Store
47	My Favoritee Store
49	Parati Store
51	Protect Personal healthy Store
53	qin qin Store
55	Rocking Music Global Store
57	S17 Store
59	Shop5024089 Store
61	Shop5594404 Store
63	Shop5601331 Store
65	Shop5636115 Store
67	Shop5692041 Store
69	Shop5741122 Store

<b>No.</b>	<b>Seller Aliases</b>
2	8055 sportswear Store
4	All department Store
6	BoBi Art Store
8	Contact-Me Store
10	Dai Department Store
12	Decor Town Store
14	DropShipping Global Store 2
16	EDEALER Store
18	everso Clound Store
20	Global Factory Sales Store
22	good luck666 Store
24	GTT10 Store
26	Gymgogo Store
28	Heyjude global Store
30	Homywish Dropshipping Store
32	inspire Store
34	JISIQIPODS Store
36	Labrador Store
38	LINHAHA Store
40	Llchy Store
42	madeonline Store
44	Market Store
46	My Ali Store
48	New light life Store
50	Phone Golden Store
52	Q Lover Art Store
54	QZMUOU Shopping Store
56	Russian brothers Store
58	Selection of Chinese products Store
60	Shop5062460 Store
62	Shop5597379 Store
64	Shop5603229 Store
66	Shop5682043 Store
68	Shop5739124 Store
70	Shop5780003 Store

No.	Seller Aliases
71	Shop5781940 Store
73	Shop5870437 Store
75	Shop910319057 Store
77	Shop910327186 Store
79	Shop910340158 Store
81	Shop910356391 Store
83	Shop910447202 Store
85	Shop910450053 Store
87	Shop910451131 Store
89	Shop910554333 Store
91	Shop910560261 Store
93	Shop910720061 Store
95	Shop910748119 Store
97	Shop910818002 Store
99	Shop910914005 Store
101	Shop911005042 Store
103	Shop911039135 Store
105	Shop911044104 Store
107	Shop911049138 Store
109	Shop911065175 Store
111	Shop911110173 Store
113	Shop911120225 Store
115	Shop911130198 Store
117	Shop911150004 Store
119	Stereo Online Store
121	Trendy man Store
123	wanghong2 Store
125	Warm life Department Store
127	willstar 002 Store
129	wy02 Store
131	xiaozhao Store
133	yongcun NO01 Store
135	dongxinch123
137	forest888
139	pinzizhu668
141	s.tar.t
143	sjyinternational
145	wigospel8

No.	Seller Aliases
72	Shop5835264 Store
74	Shop5872386 Store
76	Shop910324380 Store
78	Shop910331314 Store
80	Shop910348149 Store
82	Shop910369375 Store
84	Shop910448116 Store
86	Shop910450118 Store
88	Shop910545330 Store
90	Shop910558427 Store
92	Shop910716144 Store
94	Shop910726052 Store
96	Shop910799018 Store
98	Shop910861007 Store
100	Shop910970017 Store
102	Shop911035032 Store
104	Shop911040089 Store
106	Shop911045136 Store
108	Shop911053070 Store
110	Shop911104018 Store
112	Shop911119156 Store
114	Shop911124263 Store
116	Shop911131143 Store
118	sixsixsix Store
120	TIDYHOM Official Store
122	university store
124	Warm House For Drop Shipping Store
126	wenzhou Store
128	womendwl Store
130	XH Store
132	YiBaoXin Store
134	Your-Lovely Pets Supplies Store
136	erweishidaizi
138	omegajbl1314
140	rainbe_7
142	seath19
144	starthere2011



No.	Online Marketplaces
1	aliexpress.com/store/804190
3	aliexpress.com/store/910459235
5	aliexpress.com/store/3523099
7	aliexpress.com/store/5793762
9	aliexpress.com/store/5591261
11	aliexpress.com/store/5889488
13	aliexpress.com/store/910544311
15	aliexpress.com/store/910443061
17	aliexpress.com/store/3857020
19	aliexpress.com/store/5872253
21	aliexpress.com/store/4434165
23	aliexpress.com/store/3671025
25	aliexpress.com/store/5873327
27	aliexpress.com/store/5733322
29	aliexpress.com/store/3143053
31	aliexpress.com/store/346865
33	aliexpress.com/store/900245061
35	aliexpress.com/store/5079233
37	aliexpress.com/store/4724003
39	aliexpress.com/store/910677010
41	aliexpress.com/store/507634
43	aliexpress.com/store/910444223
45	aliexpress.com/store/1871431
47	aliexpress.com/store/910528004
49	aliexpress.com/store/5789800
51	aliexpress.com/store/5703003
53	aliexpress.com/store/5744265
55	aliexpress.com/store/910357190
57	aliexpress.com/store/911038145
59	aliexpress.com/store/5024089
61	aliexpress.com/store/5594404
63	aliexpress.com/store/5601331
65	aliexpress.com/store/5636115
67	aliexpress.com/store/5692041
69	aliexpress.com/store/5741122
71	aliexpress.com/store/5781940
73	aliexpress.com/store/5870437
75	aliexpress.com/store/910319057
77	aliexpress.com/store/910327186
79	aliexpress.com/store/910340158

No.	Online Marketplaces
2	aliexpress.com/store/910339209
4	aliexpress.com/store/910794028
6	aliexpress.com/store/5488216
8	aliexpress.com/store/910975035
10	aliexpress.com/store/900242204
12	aliexpress.com/store/910455122
14	aliexpress.com/item/1005001471341907.html
16	aliexpress.com/store/4856022
18	aliexpress.com/store/4488029
20	aliexpress.com/store/5425173
22	aliexpress.com/store/910332266
24	aliexpress.com/store/5888289
26	aliexpress.com/store/2956072
28	aliexpress.com/store/910347346
30	aliexpress.com/store/5739210
32	aliexpress.com/store/910359443
34	aliexpress.com/store/5384132
36	aliexpress.com/store/5429313
38	aliexpress.com/store/910988068
40	aliexpress.com/store/5593105
42	aliexpress.com/store/831774
44	aliexpress.com/store/4488009
46	aliexpress.com/store/2882333
48	aliexpress.com/store/910729115
50	aliexpress.com/store/537459
52	aliexpress.com/store/5973064
54	aliexpress.com/store/2690004
56	aliexpress.com/store/911135013
58	aliexpress.com/store/900236183
60	aliexpress.com/store/5062460
62	aliexpress.com/store/5597379
64	aliexpress.com/store/5603229
66	aliexpress.com/store/5682043
68	aliexpress.com/store/5739124
70	aliexpress.com/store/5780003
72	aliexpress.com/store/5835264
74	aliexpress.com/store/5872386
76	aliexpress.com/store/910324380
78	aliexpress.com/store/910331314
80	aliexpress.com/store/910348149

No.	Online Marketplaces
81	aliexpress.com/store/910356391
83	aliexpress.com/store/910447202
85	aliexpress.com/store/910450053
87	aliexpress.com/store/910451131
89	aliexpress.com/store/910554333
91	aliexpress.com/store/910560261
93	aliexpress.com/store/910720061
95	aliexpress.com/store/910748119
97	aliexpress.com/store/910818002
99	aliexpress.com/store/910914005
101	aliexpress.com/store/911005042
103	aliexpress.com/store/911039135
105	aliexpress.com/store/911044104
107	aliexpress.com/store/911049138
109	aliexpress.com/store/911065175
111	aliexpress.com/store/911110173
113	aliexpress.com/store/911120225
115	aliexpress.com/store/911130198
117	aliexpress.com/store/911150004
119	aliexpress.com/store/5614045
121	aliexpress.com/store/910973054
123	aliexpress.com/store/5719108
125	aliexpress.com/store/4418167
127	aliexpress.com/store/910325106
129	aliexpress.com/store/910338244
131	aliexpress.com/store/5879758
133	aliexpress.com/store/910997024
135	ebay.com/usr/dongxinch123
137	ebay.com/usr/forest888
139	ebay.com/usr/pinzizhu668
141	ebay.com/usr/s.tar.t
143	ebay.com/usr/sjyinternational
145	ebay.com/usr/wigospel8

No.	Online Marketplaces
82	aliexpress.com/store/910369375
84	aliexpress.com/store/910448116
86	aliexpress.com/store/910450118
88	aliexpress.com/store/910545330
90	aliexpress.com/store/910558427
92	aliexpress.com/store/910716144
94	aliexpress.com/store/910726052
96	aliexpress.com/store/910799018
98	aliexpress.com/store/910861007
100	aliexpress.com/store/910970017
102	aliexpress.com/store/911035032
104	aliexpress.com/store/911040089
106	aliexpress.com/store/911045136
108	aliexpress.com/store/911053070
110	aliexpress.com/store/911104018
112	aliexpress.com/store/911119156
114	aliexpress.com/store/911124263
116	aliexpress.com/store/911131143
118	aliexpress.com/store/5026100
120	aliexpress.com/store/1430054
122	aliexpress.com/store/1189807
124	aliexpress.com/store/5032030
126	aliexpress.com/store/5104008
128	aliexpress.com/store/5831164
130	aliexpress.com/store/911040040
132	aliexpress.com/store/412369
134	aliexpress.com/store/4619029
136	ebay.com/usr/erweishidaizi
138	ebay.com/usr/omegajbl1314
140	ebay.com/usr/rainbe_7
142	ebay.com/usr/seath19
144	ebay.com/usr/starthere*2011